

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

BNSF RAILWAY COMPANY,

Complainant,

v.

YAKIMA COUNTY,

Respondent.

DOCKETS TR-140382 and TR-140383

MOTION TO WITHDRAW ON
BEHALF OF WASHINGTON
UTILITIES AND TRANSPORTATION
COMMISSION STAFF

1 By and through the Prehearing Conference Order issued by the Commission on May 27, 2014, the Staff of the Commission was recognized as a party to this matter. Pursuant to Washington Administrative Code section 480-07-380(3), the Staff respectfully requests that it be granted leave to withdraw from this proceeding.

2 Staff's motion to withdraw is supported by the following:

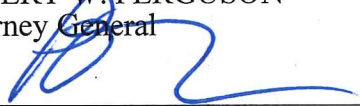
1. The Staff assigned to this case and other matters involving rail activities have little or no time to participate in this case due to the press of other business.
2. Importantly, the other parties to this case, namely Yakima County, the Yakama Nation and the BNSF Railway Company, are represented by counsel and have the resources to fully develop the facts necessary for the Commission to decide this matter.

3 The conditions expressed above support the conclusion that granting Staff's motion to withdraw would do no harm to the record in this matter and serve the public interest.

Dated this 28th day of October 2014.

Respectfully submitted,

ROBERT W. FERGUSON
Attorney General



PATRICK J. OSHIE
Assistant Attorney General
Counsel for Washington Utilities and
Transportation Commission Staff